

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ANDRONIKI (NIKI) BROWNE, )  
Plaintiff, )  
-against- )  
THE CITY OF NEW YORK; THE NEW YORK CITY )  
EMPLOYEES RETIREMENT SYSTEM; )  
the BOARD OF TRUSTEES OF THE NEW YORK )  
CITY EMPLOYEES RETIREMENT SYSTEM; )  
DIANE D'ALE SANDRO; and MILTON ARON )  
Defendants. )  
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WAIVER OF SERVICE  
OF SUMMONS  
08 Civ. 4993 (MGC)

TO: DIANE D'ALESANDRO  
NYCERS Executive Director  
335 Adams Street, Suite 2300  
Brooklyn, New York 11201

I have received your request to waive service of a summons in this action along with a copy, a prepaid means of returning one signed copy of the form to you, the Individual Rules of Judge Cedarbaum, and a copy of the SDNY ECF Instructions, Procedures, and Guidelines for Electronic Case Filing.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from July 11, 2008, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so,

a default judgment will be entered against me or the entity I represent.

Date: New York, NY  
July 24, 2008



SIGNATURE

PAUL MARKS, Assistant Corporation Counsel  
Printed/Typed Name

as Attorney for defendant  
Diana D'Alessandro - in  
her ~~actual~~ capacity only  
of The complaint does not  
name her in her ~~individual~~  
capacity

July 24, 2008